GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - LFB&IMS Department - Sri Kudupudi Sudhakar, Inspector of Factories, Circle-I, Visakhapatnam - Common Disciplinary proceedings under Rule - 24 read with Rule-20 of the Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 for the alleged irregularities and corrupt practices - Articles of Charges - Issued.

LABOUR, FACTORIES, BOILERS AND IMS (IMS&VIG) DEPARTMENT

G.O.Rt.No.181 Dated:27.02.2024

Read the following:-

1.From the Director General, ACB, A.P., Vijayawada, Letter No.118/DES-ACB/2020-S.11, Dated: 16.08.2023.
2. From the DG, ACB, RC.No.118/DES-WVP/2020-S.11, dt:06.02.2024.
3. G.O.Rt.No.179, LFB&IMS(IMS&VIG) Department, Dt:27.02.2024.

* * * * *

ORDER:-

It is proposed to hold an inquiry against Sri Kudupudi Sudhakar, Inspector of Factories, Circle-I, Visakhapatnam in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed Statement of Articles of Charges (Annexure-I). A statement of imputations of misconduct or misbehavior on which action is proposed to be taken against him is enclosed (Annexure-II). A list of witnesses by whom and a list of documents by which the Articles of charges are proposed to be sustained are also enclosed (Annexure-III&IV).

3. Sri Kudupudi Sudhakar, Inspector of Factories, Circle-I, Visakhapatnam is directed to submit his written statement of defense within 10 days from the date of receipt of this Government order.

4. Sri Kudupudi Sudhakar, Inspector of Factories, Circle-I, Visakhapatnam, is further informed that an inquiry will be held only in respect of those articles of charges are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Kudupudi Sudhakar, Inspector of Factories, Circle-I, Visakhapatnam, is further informed that if he does not submit his written statement of defense on or before the date specified in Para-3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991, or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him exparte.

(P.T.O)

6. Attention of Sri Kudupudi Sudhakar, Inspector of Factories, Circle-I, Visakhapatnam, is invited to rule 24 of the A.P. Civil Services (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to furtherance of his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another persons in respect of any matter dealt with these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. Sri Kudupudi Sudhakar, Inspector of Factories, Circle-I, Visakhapatnam is specifically informed, that this order does not preclude the disciplinary authority to frame fresh charges, if any other irregularities are noticed during the course of disciplinary action.

8. The receipt of this G.O. should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.M. HARI JAWAHARLAL
SECRETARY TO GOVERNMENT

To
Sri Kudupudi Sudhakar, Inspector of Factories, Circle-I, Visakhapatnam **through** the Director of Factories, Andhra Pradesh, Vijayawada (with a request to serve the Articles of charges on the individual and furnish the dated ACK. of served copy for record).
Copy to:
Andhra Pradesh Vigilance Commission, Vijayawada, Andhra Pradesh.
The Director General, ACB, Vijayawada, Andhra Pradesh.
The Director of Factories, Andhra Pradesh, Vijayawada.
SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER (FAC)

ANNEXURE - I

(G.O.Rt.No.181, LFB&IMS(IMS&VIG) Department, Dt:27.02.2024)

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI KUDUPUDI SUDHAKAR S/O SATYANARAYANA, 33 YRS, INSPECTOR OF FACTORIES, CIRCLE-I VISAKHAPATNAM O/o JOINT CHIEF INSPECTOR OF FACTORIES VISAKHAPATNAM

That Sri Kudupudi Sudhakar S/o Satyanarayana, 33 yrs, Inspector of Factories, Circle-I, Visakhapatnam O/o Joint Chief Inspector of Factories, Visakhapatnam (here-in after referred to as Government Servant), while functioning as such during the period between 16.10.2018 to 08.09.2020 (till the date of surprise check) committed grave misconduct in as much as.

ARTICLE-1

That the Government Servant engaged one private person by name Sri P. Mahalakshmi unauthorizedly in his office for doing official work without permission from his higher officials.

Thus, Sri Kudupudi Sudhakar S/o Satyanarayana, 33 yrs, Inspector of Factories, Circle-I, Visakhapatnam O/o Joint Chief Inspector of Factories, Visakhapatnam by his above-mentioned acts exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a member of Government Servant and brought down the prestige of the Government and thereby violated Rule 3(1) & 3(2) of A.P. Civil Service (Conduct) Rules, 1964.

Dr.M. HARI JAWAHARLAL
SECRETARY TO GOVERNMENT

SECTION OFFICER (FAC)

ANNEXURE -II

(G.O.Rt.No.181, LFB&IMS(IMS&VIG) Department, Dt:27.02.2024)

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI KUDUPUDI SUDHAKAR S/O SATYANARAYANA, 33 YRS, INSPECTOR OF FACTORIES, CIRCLE-I, VISAKHAPATNAM O/o JOINT CHIEF INSPECTOR OF FACTORIES, VISAKHAPATNAM

Sri Kudupudi Sudhakar S/o Satyanarayana is a native of Satyanarayanapuram, Samarlakota, East Godavari District. His date of birth is 20.06.1987. He entered into Government Service on 16.10.2017 as Inspector of Factories (Trainee). He worked in Head Office, Vijayawada from 16.10.2017 to 15.10.2018 and he worked as Inspector of Factories, Circle-I, Visakhapatnam from 16.10.2018 to 08.09.2020 (till the date of surprise check). He is due to retire on attaining the age of superannuation on 30.06.2049. He is here-in-after referred to as Government Servant (G.S.).

CHARGE-1

That the Government Servant engaged one private person by name Sri P. Mahalakshmi unauthorizedly in his office for doing official work without permission from his higher officials.

FACTS AND EVIDENCE:

During the surprise check conducted on the O/o Joint Chief Inspector of Factories, Visakhapatnam on 08.09.2020, the search party found one old man by name Sri Pilli Mahalakshmi who is present in the office of the Government Servant and he attending to the office work of the Government Servant unauthorizedly. On verification of his bag, Rs.40,000/- was found.

During the surprise check, Sri Pilli Mahalakshmi was examined in the presence of mediators, he stated that he is retired from service as Senior Assistant on 31.8.2005 from the office of Inspector of Factories, Vizianagaram. He was engaged by the Government Servant to look after his office work. He is paid Rs. 2000/- per month as salary by the Government Servant. He was also present in the office of the Government Servant and attending to the office work at the time of surprise check done by ACB officials and etc. facts.

During the surprise check, the Inspector questioned the Joint Chief Inspector of Factories, Visakhapatnam about the employment of private person Sri Mahalakshmi by the Government Servant, the Joint Chief Inspector of Factories, Visakhapatnam kept mum.

During the surprise check, the Inspector questioned the Government Servant about engaging of Sri Mahalakshmi, a retired employee of their department to work in his office, the Government Servant didn't give satisfactory answer.

During surprise check and enquiry, Kum. Bandi Anuradha D/o Satyaprasad, Senior Assistant was examined and she stated that she is working under the Government Servant. On 08-09-2020, she came to Office at 10:25 hrs and learnt that the Joint Chief Inspector of Factories, Visakhapatnam and the Government Servant went out on Field Inspection duty but she does not know the exact place where they have gone. She stated that she was present and assisted ACB team during surprise check. During enquiry she further stated that the Government Servant engaged a retired employee Sri Pilli Mahalakshmi for his office work and he pays to Sri Pilli Mahalakshmi and etc., facts.

During surprise check and enquiry, Kum. Sreesailapu Sireesha D/o Bhrahmandam, Junior Assistant was examined and she stated that she is directly working under the Government Servant. On 08-09-2020, she came to office at 10:25 hrs and found that the Government Servant and the Joint Chief Inspector of Factories, Visakhapatnam went out on Field inspection duty. She also assists Senior Asst. Smt. B. Anuradha in her work. She stated that she was present and assisted ACB team during surprise check. During enquiry, she further stated that the Government Servant engaged a retired employee Sri Pilli Mahalakshmi for his office work and he pays to Sri Pilli Mahalakshmi and etc., facts.

During the Enquiry, the Sri D. Chandra Sekhar Varma, Director of Factories (FAC), Factories department Vijayawada furnished information vide letter No.LAE0511021 (55)/50/2021-A SEC-DOF, dated 22.12.2021 and informed that no permission was accorded to permitted to use the service of a retired employee for doing official work in the O/o the Government Servant.

Hence, the charges against the Government Servant that he engaged one private person by name Sri P. Mahalakshmi unauthorizedly in his office for doing official work without permission from his higher officials, is held substantiated.

Thus, the Government Servant Sri Kudupudi Sudhakar S/o Satyanarayana, 33 yrs, Inspector of Factories, Circle-I, Visakhapatnam O/o Joint Chief Inspector of Factories, Visakhapatnam by his above-mentioned act exhibited lack of devotion to duty, failed to maintain integrity, behaved in a manner unbecoming of a Government Servant and brought down the prestige of the Government and thereby violated Rule 3(1) & 3(2) of A.P. Civil Service (Conduct) Rules, 1964.

Thus, the Government Servant Sri Kudupudi Sudhakar S/o Satyanarayana, 33 yrs, Inspector of Factories, Circle-I, Visakhapatnam O/o Joint Chief Inspector of Factories, Visakhapatnam rendered himself for regular departmental enquiry.

Dr.M. HARI JAWAHARLAL
SECRETARY TO GOVERNMENT

SECTION OFFICER (FAC)

ANNEXURE - III

(G.O.Rt.No.181, LFB&IMS(IMS&VIG) Department, Dt:27.02.2024)

ORAL EVIDENCE:

1.	Sri Pakkai Shiva Shankar Vijay Prasad S/o Srirama Murthy, 32 years, Asst. Labour Officer, Circle-7, Akkayyapalem, Visakhapatnam (Mediator-I)
2.	Sri Pilaka Aditya Nirmal Kumar Reddy S/o Late Sadasiva Reddy, 31 years, Junior Asst., O/o. Asst. Labour Officer, Cirlce-3, Akkayyapalem, VSP (Mediator-Il)
3.	Sri Kunchala Veerayya S/o late Ankamma, 53 years, Dy. Executive Engineer, Zone-6, Pendurthy, GVMC, Visakhapatnam (Mediator-Ill)
4.	Sri Md. Madinavalli S/o Md. Gouse, 51 years, Junior Asst., Education Dept., Main Office, GVMC, Visakhapatnam (Mediator-IV)
5.	Sri. Pilli Mahalakshmi S/o late Bandayya, age 69 years, R/o D.No. 36-20-8/2, Kotha Reddy Kancharapalem, Visakhapatnam
6.	Kum. Bandi Anuradha D/o Satyaprasad, Senior Assistant
7.	Kum. Sreesailapu Sireesha D/o Bhrhmandam, Junior Assistant
8.	Sri D. Chandra Sekhar Varma, Di rector of Factories (FAC), Factories department, Vijayawada
9.	Sri K. Lakshmana Murthy, Inspector, ACB, Visakhapatnam
10.	Any other document to be filed at the time of enquiry

Dr.M. HARI JAWAHARLAL
SECRETARY TO GOVERNMENT

SECTION OFFICER (FAC)

ANNEXURE -IV

(G.O.Rt.No.181, LFB&IMS(IMS&VIG) Department, Dt:27.02.2024)

DOCUMENTARY EVIDENCE

1.	Surprise Check Proceedings dated 08.09.2020 drafted in the office of the Join Chief Inspector of Factories, Visakhapatnam situated at D.No.50-50-35/8, Balayyasastri Layout, Sethammadhara, Visakhapatnam
2.	Letter No.LAE05-11021(55)/50/2021-A SEC-DOF, dated 22.12.2021 of Sri D. Chandra Sekhar Varma, Director of Factories (FAC), Factories department Vijayawada
3.	Any other document to be filed at the time of enquiry

Dr.M. HARI JAWAHARLAL
SECRETARY TO GOVERNMENT

N.S.Rao (FAC)
SECTION OFFICER